ICWSCS 1 5 NOV 2004

NOV. 15. 2004 10:12AM

TOWNSEND & TOWNSEND

NO. 0130

Atty Docket No. 015389-002970US

PTO FAX NO.:

703-746-9195 703-308-1202

TELEPHONE NO.:

OFFICIAL COMMUNICATION

FOR THE ATTENTION OF

Office of Initial Patent Examination (OIPE)

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following document(s) in re Application of Thomas R. Cech et al., Application No. 10/054,611, filed January 18, 2002, for METHODS FOR DETECTING NUCLEIC ACIDS ENCODING HUMAN TELOMERASE REVERSE TRANSCRIPTASE (AMENDED) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

- 1. Transmittal Form (1 page)
- 2. Request for Corrected Filing Receipt (2 pages)
- 3. Copy of Corrected Filing Receipt (marked) (2 pages)
- 4. Supplemental Application Data Sheet (5 pages)

Number of pages being transmitted, including this page: 11

Dated: November 15, 2004

PLEASE CONFIRM RECEIPT OF THIS PAPER BY RETURN FACSIMILE AT (303) 571-4321

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, CA 94111-3834 Telephone: 303-571-4000

Fax: 303-571-4321

60356067 v1

TRANSMITTAL FORM Filing Dule						F1Q/36/21 (03-0-1)	
FIRST Named Inventor Thomas R. Cech Art Unit 1652 Total Number of Pages in This Budmission 10 Attomety Docybet Number of Disages-002970US ENCLOSURES (Check all ther apply) ENCLOSURES (Check all ther apply) Fee Transmittal Form				Application Number		10/054,611	
First Name Inventor Thomas R. Cech Art Unit 1662 Examinar Name Malgorzata A. Walicka Atomey Docket Number O15389-002970US Total Number of Prings in This Subrelasion 10 Atomey Docket Number O15389-002970US Fee Transmittal Form Drawing(s) After Allowence Communication to TC Appeal Communication to TG A	FORM			Filing Date		January 18, 2002	
Art Unit 1662 Examinar Name Malgorizata A. Wallckia Malgorizata A. Wallckia Total Number of Pages in This Bubmission 10 Atterney Dockst Number 015389-002970US				First Named Inventor			
Total Number of Prigos in This Submission 10 Attorney Docket Number 1979 Fee Transmittal Form				Art Unit		1662	
Total Number of Pages In This Bubmiselon 10 Attempty Joseph Number of Pages In This Bubmiselon 10 Attempty Joseph Number of Pages In This Bubmiselon 10 Attempty Joseph Number of Pages In This Bubmiselon 10 Attempty Joseph Number of Pages In This Bubmiselon 10 After Allowence Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to To (Appeals and Interferences Appeal Communication to To (Appeal Notice, Brist, Reply Brist) Proprietary Information Power of Attention Provide Interferences Provisional Application Status Letter Other Enclosure(a) (please identify below): Proprietary Information Disciolation Provide Communication to To (Appeal Notice, Information Provide Communication to To (Appeal Notice, Information Provide Communication to To (Appeal Notice, Information Provide Information Provide Communication to To (Appeal Notice, Information Provide Informat				Examiner Name		Malgorzata A. Walicka	
Fee Transmittal Form				Attomay Docket Number		015389-002970US	
Fee Attached Drawing(s) Appeal Communication to Board of Appeals and Interferences Appeal Communication to Board of Appeals and Interferences Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC Appeal Communication to Board of Appeal Communication to TC Appeal Communication to Board of Appeal Communication to Board of Appeal Communication to TC Appeal Communicati	Total Number of Pa	ges in This Submission					
Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts Under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Townsend and Townsend and Crew LLP Signature Printed name Scott L. Ausenhus Date November 15, 2004 Reg, No. 42,271 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 703-746-9195, on November 15, 2004. Signature Date November 15, 2004	Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request			Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund Appeal Common of Appeals an Appeal Common (Appeal Notice) Proprietary In Change of Corrected For Refund Request For Corrected For Copy of Corrected For Refund		Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Repty Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below): Request For Corrected Filling Receipt Copy of Corrected Filling Receipt (marked)	
Signature Printed name Scott L. Ausenhus Date November 15, 2004 Reg. No. 42,271 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 703-746-9195, on November 15, 2004. Signature Date November 15, 2004	Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53						
Printed name Scott L. Ausenhus Date November 15, 2004 Reg. No. 42,271 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 703-746-9195, on November 15, 2004. Signature Printed name Scott L. Ausenhus Reg. No. 42,271 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 703-746-9195, on November 15, 2004.							
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 703-746-9196, on November 15, 2004. Signature Date November 15, 2004		Sott Ou	_	Jul			
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 703-746-9196, on November 15, 2004. Signature Paret R. Yournapa. Date November 15, 2004				Reg. No.		No. 42,271	
I hereby certify that this correspondence is being facelmile transmitted to the Patent and Trademark Office, Fax No. 703-746-9195, on November 15, 2004. Signature Date November 15, 2004	Date	November 15, 2004					
Date November 15, 2004	I hereby certify November 15, 20	that this correspondence					
Date November 15, 2004	Signature	Janet	R.42	rumaper			
	Typed or printed					Date November 15, 2004	

60356088 v1

I hereby certify that this correspondence is being facsimile transmitted to the US Patent and Trademark Office, Fax No. 703-746-9195, on November 15, 2004.

Attorney Docket No.: 015389-002970US

Client Ref. No.: 018/182C

TOWNSEND and TOWNSEND and CREW LLP

By: Canot & Yournates Janet L. Newmaker

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

Art Unit:

RECEIPT

Confirmation No.:

In re application of:

Thomas R. Cech et al.

Application No.: 10/054,611

Filed: January 18, 2002

For: METHODS FOR DETECTING

NUCLEIC ACIDS ENCODING HUMAN TELOMERASE

REVERSE TRANSCRIPTASE

(AMENDED)

Customer No.: 34151

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

9312

1652

REQUEST FOR CORRECTED FILING

Malgorzata A. Walicka

Attached is a copy of the Corrected Filing Receipt received from the US Patent and Trademark Office for the above-identified application for which issuance of another Corrected Filing Receipt is respectfully requested. The requested correction is indicated below and on the Filing Receipt. Also attached is a Supplemental Application Data Sheet which reflects this change.

The address of the fourth inventor has changed as follows.

Karen B. Chapman, Mill Valley, CA

PATENT

Thomas R. Cech et al. Application No.: 10/054,611

Page 2

The Applicants believe no fee is required for submission of this Request. If a fee is required, however, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430.

Respectfully submitted

Date: November 15, 2004

Scott L. Ausenhus Reg. No. 42,271

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor

San Francisco, California 94111-3834

Tel: 303-571-4000 Fax: 303-571-4321

SLA/jln 60356007 v1



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCHIN United States Patent and Trademark Offices Address COMMISSIONER FOR PATENTS Address Commissioner FOR PATENTS According Vignals 22315-1450

TOT CLMS IND CLMS DRAWINGS ATTY.DOCKET NO FILING OR 371 ART UNIT FIL FEE REC'D APPL NO (c) DATE 34 78 015389-002970US 1508 1652 01/18/2002 10/054.611

CONFIRMATION NO. 9312

CORRECTED FILING RECEIPT *OC000000014021513*

34151 TOWNSEND AND TOWNSEND AND CREW LLP 8TH FLOOR TWO EMBARCADERO CENTER SAN FRANCISCO, CA 94111

Date Mailed: 10/07/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Thomas R. Cech, Potomac, MD; Joachim Lingner, Epalinges, SWITZERLAND; Toru Nakamura, San Diego, CA; Karen B. Chapman, Southborough, MA, millvalley, CA Gregg B. Morin, Oakville, CANADA; Calvin B. Harley, Palo Alto, CA; William H. Andrews, Reno, NV;

Power of Attorney: The patent practitioners associated with Customer Number 34151.

Domestic Priority data as claimed by applicant

This application is a CON of 09/843,676 04/26/2001 which is a CON of 08/854,050 05/09/1997 PAT 6,261,836 which is a CIP of 08/851,843 05/06/1997 PAT 6,093,809 which is a CIP of 08/846,017 04/25/1997 ABN which is a CIP of 08/844,419 04/18/1997 ABN

Foreign Applications

tf Required, Foreign Filing License Granted: 03/28/2002

The number of your priority application, to be used for filing abroad under the Paris Convention is, US10/054.611

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

Title

Methods for detecting nucleic acids encoding human telomerase reverse transcriptase

Preliminary Class

435

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).